

(C) (1) ON VERIFICATION TO THE BOARD OF TRUSTEES, A MEMBER AT THE TIME OF RETIREMENT SHALL RECEIVE CREDITABLE SERVICE FOR UNUSED SICK LEAVE IN ACCORDANCE WITH THE FORMULA THAT 22 DAYS OF UNUSED SICK LEAVE ARE EQUAL TO 1 MONTH OF CREDITABLE SERVICE. ONE ADDITIONAL MONTH OF CREDITABLE SERVICE SHALL BE GRANTED IF FRACTIONAL DAYS TOTALING 11 OR MORE RESULT FROM THE APPLICATION OF THIS FORMULA.

(2) FOR THE PURPOSE OF THIS SUBSECTION, A MEMBER MAY NOT ACCUMULATE MORE THAN 15 DAYS OF SICK LEAVE A YEAR.

(3) FOR THE PURPOSE OF THIS SUBSECTION, IF ANY EMPLOYER PROVIDES AN ANNUAL SICK LEAVE ALLOWANCE IN EXCESS OF 15 DAYS, THE DAYS OF SICK LEAVE ACTUALLY USED IN ANY YEAR SHALL BE CHARGED FIRST TO THE EXTENT OF THE EXCESS.

(4) CREDIT FOR UNUSED SICK LEAVE MAY NOT BE USED UNDER THIS SUBSECTION:

(I) TO DETERMINE THE YEARS OF CREDITABLE SERVICE REQUIRED FOR THE FOLLOWING:

1. DEATH BENEFIT;
2. ORDINARY DISABILITY;
3. VESTING OF EMPLOYER CONTRIBUTIONS; OR
4. EARLY RETIREMENT; OR

(II) TO COMPUTE AVERAGE FINAL COMPENSATION.

COMMITTEE NOTE: This section is new language that is derived from the revised provision concerning creditable service for the Pension System for Employees under § 4-302 of this article.

The addition of this section is based on an administrative interpretation of former § 157D(k) that the creditable service provisions of the Pension System for Employees apply to this pension system.

This section is identical to § 4-302 of this article except that it does not contain § 4-302(b)(3) that prohibits creditable service to be granted to any person, other than officials of municipal corporations, who are appointed as officials on or after June 1, 1980, for that period during which the person works fewer than 130 days per year.

This section also does not contain a provision similar to § 4-302(c)(4) of this article since that provision applied to vested members who terminated service prior to July 1, 1990, and this pension system did not have any members before July 1, 1990.